

MAR. 10. 2005 11:49AM 3175212883 ROCHE IP LAW DEPT

NO. 0791 P. 1

Application No. 09/733,565

Attorney docket: RDS 1037

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: MCNALLY, Alan J. *et al.*
Serial No: 09/733,565
Filed: December 8, 2000
For: IMMUNOASSAY BASED ON DNA REPLICATION USING
LABLED PRIMER
Art Unit: 1637
Examiner: Gary Benzion

MAR 10 2005

RESPONSE TO TELEPHONE REQUEST

Gary Benzion
US Patent Office
P. O. Box 1450
Alexandria, VA 22313-1450

March 10, 2005

Dear Gary:

Attached is a copy of the Information Disclosure Statement filed by me on May 9, 2001, and the date-stamped return post card.

There has been no supplemental IDS or preliminary amendment filed in this case.

Yours truly,



Marilyn L. Amick
Reg. No. 30,444

Customer No. 23690
Phone: 317-521-7561
Fax: 317-521-2883

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
 (Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
 RDID1037US

In Re Application Of: McNally, Alan J., et al.

Serial No.
 09/733,565

Filing Date
 December 8, 2000

Examiner
 To Be Assigned

Group Art Unit
 1645

Title: IMMUNOASSAY BASED ON DNA REPLICATION USING LABELED PRIMER

Address to:

Assistant Commissioner for Patents
 Washington, D.C. 20231

37 CFR 1.97(b)

1. The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application; within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or before the mailing date of a first Office Action on the merits, whichever event occurs last.

37 CFR 1.97(c)

2. The Information Disclosure Statement submitted herewith is being filed after three months of the filing of a national application, or the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or after the mailing date of a first Office Action on the merits, whichever occurred last but before the mailing date of either:

1. a Final Action under 37 CFR 1.113, or
2. a Notice of Allowance under 37 CFR 1.311,

whichever occurs first.

Also submitted herewith is:

a certification as specified in 37 CFR 1.97(e);

OR

the fee set forth in 37 CFR 1.17(p) for submission of an Information Disclosure Statement under 37 CFR 1.97(c).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
 (Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
 RDID1037US

In Re Application Of: McNally, Alan J., et al.

Serial No.
 09/733,565

Filing Date
 December 8, 2000

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 To Be Assigned

Group Art Unit
 1645

Title: IMMUNOASSAY BASED ON DNA REPLICATION USING LABELED PRIMER

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

A check in the amount of _____ is attached.

The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 02-2958 as described below. A duplicate copy of this sheet is enclosed.

Charge the amount of _____

Credit any overpayment.

Charge any additional fee required.

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.

 (Date)

Signature

Marilyn Amick
 Marilyn Amick
 Signature

*This certificate may only be used if paying by deposit account.

Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited on May 9, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Leah Robison
 Leah Robison

Signature of Person Mailing Correspondence

Leah Robison
 Leah Robison
 Typed or Printed Name of Person Mailing Correspondence

Dated: 5/9/2001

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MAR. 10. 2005 11:49AM 3175212883 ROCHE IP LAW DEPT. NO. 0791 P. 4

ATTY DOCKET NO.

NO. 0791 P. 4

SERIAL NO.

09/733.565

INFORMATION DISCLOSURE STATEMENT
(Use several sheets if necessary.)

(Use several sheets if necessary)

McNALLY, Alan J., et al.

FILING

December 8, 2000

GROUP

1645

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
2	EP0816364A1	01/98	Europe	C07D	457/06		
3	JP3167474	07/91	Japan	G01N	33/543	✓	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		4	J.C. Nicolas, et al., "Une Phase Solide Bioinminescente Pour Les Dosages Immunologiques et la Detection de Sondes Nucleiques" Ann. Biol. Clin., 1990, 48, 573-578

1000

DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

MAR. 10. 2005 11:50AM

3175212883 ROCHE IP LAW DEPT

NO. 0791 P. 5

RECEIVED IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

THIS STAMP OF THE U.S. PATENT AND TRADEMARK OFFICE AFFIXED HEREON WILL BE ACCEPTED AS EVIDENCE OF THE RECEIPT OF THE FOLLOWING:

Inventors: McNally, Alan J., et al.
Serial No.: 09/733,565

Filing Date: December 8, 2000

Entitled: IMMUNOSSAY BASED ON DNA REPLICATION USING LABELED PRIMER
Our Ref. No.: RDID1037US

Enclosures: Transmittal of Information Disclosure Statement (2pgs) page 2 in duplicate, Information Disclosure Citation (1pg). Copies of references listed thereto, and return postcard

Mailed Via First Class Mailed on May 9, 2001

MAIL

